

MINUTE ITEM

This Calendar Item No. C68 was approved as
Minute Item No. 68 by the California State Lands
Commission by a vote of 3 to 0 at its
6-14-99 meeting.

**CALENDAR ITEM
C68**

A 80

06/14/99

S 37

PRC 7960

E. Kruger

**CONSIDER APPROVAL OF A MINERAL PROSPECTING PERMIT
EXTENSION FOR VALUABLE MINERALS OTHER THAN OIL,
GAS GEOTHERMAL RESOURCES, AND SAND AND GRAVEL ON
APPROXIMATELY 608 ACRES OF STATE SCHOOL LAND,
IMPERIAL COUNTY.**

APPLICANT:

Lot 42 Mining, Inc.
Attn.: Mr. Llewellyn Kenison, President
1904 N. Acacia
Mesa, AZ 85213

AREA, LAND TYPE, AND LOCATION:

Approximately 608 acres of vacant, State-owned school land described as
Section 16, T15S, R21E, SBM situated about eight miles northwest of
Winterhaven, California.

BACKGROUND:

Mineral Prospecting Permit No. PRC 7960 is a CEQA-exempt mineral
prospecting permit (Information Collection) approved by the California State
Lands Commission (Commission) in May 1997, for a primary term of one year,
effective June 1, 1997, and expiring on May 31, 1998. In May 1998, Lot 42
Mining, Inc. (Lot 42), the Permittee, requested the Commission to authorize a
one-year extension from June 1, 1998, to May 31, 1999, the second year
(maximum of three) of the permit. Permittee has requested the Commission to
authorize the final one-year extension from June 1, 1999, to May 31, 2000.
Permitted mineral prospecting activity is limited to surface sampling using hand
tools. Due to concentration of activity by Lot 42 on private property at the
Guadalupe Mine located within Section 16, no prospecting to date has been
conducted on State land within Section 16. Permittee has submitted required
filing and processing fees for the permit extension request.

STATUTORY AND OTHER REFERENCES:

- A. Public Resources Code section: Division 6, Sections 6890 and 6891.
- B. California code of Regulations: Title 2, Section 2200

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OTHER PERTINENT INFORMATION

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 6, Information Collection; Title 2, California Code of Regulations, section 2905 (e)(3).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

2. This activity involves land identified as possessing significant environmental values pursuant to Public Resources Code sections 6370 et. seq. Based on the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project as proposed, is consistent with its use classification.
3. The proposed project (surface sampling) subject to this permit and permit extension will not provide sufficient information to establish an economic mineral discovery, and will not lead directly to a preferential lease pursuant to Public Resources Code section 6895.
4. After examining Permittee's request for a permit extension, Commission staff believe there are no circumstances surrounding the project and no changes in the permitted activity of the project which indicate the proposed extension will have a significant adverse impact on the environment.
5. This one year extension of the mineral prospecting permit is the third and final year of the permit, in accordance with the Public Resources Code section 689. There can be no more extensions of the permit.

PERMIT STREAMLINING ACT DEADLINE:

N/A

CALENDAR ITEM NO. C68 (CONT'D)

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 6, INFORMATION COLLECTION; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (e) (3).
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.
3. DETERMINE THAT THE LAND DESCRIBED IN THE PERMIT IS NOT PRESENTLY KNOWN TO CONTAIN COMMERCIALY VALUABLE MINERAL DEPOSITS.
4. AUTHORIZE THE FINAL EXTENSION OF MINERAL PROSPECTING PERMIT NO. PRC 7960 TO LOT 42 MINING, INC., FOR AN ADDITIONAL ONE YEAR TERM COMMENCING JUNE 1, 1999, TO CONTINUE PROSPECTING FOR VALUABLE MINERALS OTHER THAN OIL, GAS, GEOTHERMAL RESOURCES, AND SAND AND GRAVEL. ALL OTHER TERMS AND CONDITIONS OF THE PERMIT REMAIN UNCHANGED AND IN FULL FORCE AND EFFECT.